

2 to cat  
w/propo

101  
1/29/03  
rby

THE UNITED STATES DISTRICT COURT  
Middle District of Pennsylvania  
Harrisburg, PA

Yan SHAO

Plaintiff,

v.

Edward Cuccia  
Charles Day  
John / Jane Doe  
Law Offices of Ferro & Cuccia

Defendants.

No. 1:00 CV 1901  
(JUDGE Rambo)

FILED

JAN 28 2003

PER MA  
HARRISBURG, PA DEPUTY CLERK

CIVIL ACTION - LAW

PLAINTIFF'S MOTION THAT THIS COURT DEFER DECISION OF ITS RULING  
ON THE COURT'S DECEMBER 30 2002 SHOW CAUSE ORDER UNTIL THE  
COURT HAS CONSIDERED THE PLAINTIFF'S MOTION SEEKING  
SANCTIONS AGAINST CHARLES DAY AND PAMELA DAY

The plaintiff respectfully moves this Court to defer its decision as to the  
sanctioning of either Charles Day and/or Pamela Day until these parties have  
had an opportunity to be heard in response to the plaintiff's motion for sanctions.

Respectfully submitted,

\_\_\_\_\_  
Craig T. Trebilcock  
Pa I.D. No. 48344  
Associate Counsel for the Plaintiff  
100 East Market  
PO Box 15012  
York, PA 17405-7012  
717 846-8888

\_\_\_\_\_  
Richard B. Cook  
Louisiana #21248  
Counsel for the Plaintiff  
17 Jonathan's Court  
PO Box 411  
Hunt Valley, MD  
410 683 9469


LR 7.1 CERTIFICATE OF NONCONCURRENCE

Undersigned counsel for the plaintiff certifies that the preceding motions have been served upon Charles Day and upon Pamela Day but that no concurrence prior to their filing has been obtained. On January 15, 2003, the undersigned called Mr. Day at 212 274 8408 and confirmed this was his answering service. The undersigned left his number but no return call has been received. On January 23, 2003 an attorney, Harold Herman, called the undersigned and indicated that he represented Mr. Day in the interest of seeking a settlement of the plaintiff's claims, but not for purposes of representing either Charles Day or Pamela Day before this court.

Respectfully submitted,

---

Craig T. Trebilcock  
Pa I.D. No. 48344  
Associate Counsel for the Plaintiff  
100 East Market  
PO Box 15012  
York, PA 17405-7012  
717 846-8888



---

Richard B. Cook  
Louisiana #21248  
Counsel for the Plaintiff  
17 Jonathan's Court  
PO Box 411  
Hunt Valley, MD  
410 683 9469

### CERTIFICATE OF SERVICE

Undersigned counsel certifies that on January 28, 20-02, a copy of each of the appended motions has been served upon Charles Day and upon Pamela Day:

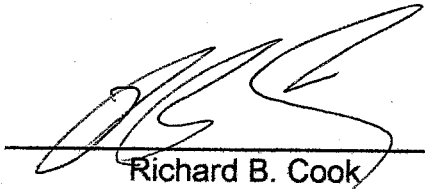
☒ by personal delivery

☐ by First Class Mail, postage pre-paid, to the following addresses:

Charles Day, Esq.  
80-100 Tryon Place  
Jamaica, NY 11432

Charles Day, Esq.  
30 E. Broadway  
New York, NY 10002

Pamela Day, Esq.  
80-100 Tryon Place  
Jamaica, NY 11432

  
Richard B. Cook